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#9/B PB
11-7-03
PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
TAKEHIKO NAKAI) Examiner: Leonidas Boutsikaris
Application No.: 09/960,283) Group Art Unit: 2872
Filed: September 24, 2001)
For: DIFFRACTIVE OPTICAL ELEMENT)
AND OPTICAL SYSTEM HAVING)
THE SAME) September 25, 2003

Commissioner for Patents
Mail Stop RCE
P.O. Box 1450
Alexandria, VA 22313-1450

PRELIMINARY AMENDMENT

Sir:

Preliminary to continued examination on the merits, a Request for Continued Examination (RCE) being submitted herewith, Applicant's respectfully request that the above-identified application be amended as follows. The claim amendments are reflected in the listing that begins at page 2. The remarks begin at page 8.

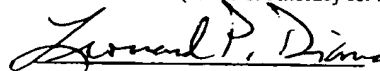
I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

September 25, 2003

(Date of Deposit)

LEONARD P. DIANA, Reg. No. 29,296

(Name of Attorney for Applicant)



Signature

September 25, 2003

Date of Signature

FITZPATRICK, CELLA, HARPER & SCINTO

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FACSIMILE COVER SHEET

TO: Leo Boutsikaris, Ph.D.

FROM: Kathleen Kelly

RE: Application No: 09/960,283

FAX NO.: 1-703-308-6097

DATE: November 7, 2003

NO. OF PAGES: 14
(including cover page)

TIME:

SENT BY:

MESSAGE

Pursuant to your telephone conversation today with Leonard Diana, attached is a copy of the RCE and Preliminary Amendment which was filed in this application on September 25, 2003. If we can be of any further help, please let us know.

**IF YOU DO NOT RECEIVE ALL THE PAGES
PLEASE CALL 212-218-2100 AS SOON AS POSSIBLE.**

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